

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

DAVID MAGEE,)
)
Plaintiff,)
)
v.)
)
F/V IT AIN'T EASY and)
GRACE FISHING, INC.,)
)
Defendants.)

C.A. NO.: 04-11215 RCL

PLAINTIFF'S EXPERT WITNESS DISCLOSURES

The plaintiff submits this expert witness disclosure pursuant to Fed.R.Civ.P. 26(a)(2) and in accordance with the court's May 3, 2005 order extending the time for plaintiff to disclose his experts to October 3, 2005.

The following experts may be called upon to testify on behalf of the plaintiff:

1. Theophilus Moniz, III
Advanced Marine Safety Services
93 Old Main Road
North Falmouth, Massachusetts 02556

With respect to the proposed expert testimony of Mr. Moniz, please find the following documentation attached as Exhibit A: (1) a signed Preliminary Report; (2) a Curriculum Vitae, which includes his qualifications; and (3) Mr. Moniz's fee schedule. Mr. Moniz has not testified as an expert at trial or by deposition within the past four years.

2. Daniel J. Boyle, M.D.
Cape Health Solutions, L.L.C.
650 Townbank Road
North Cape May, New Jersey 08204

With respect to the proposed expert testimony of Dr. Boyle, a signed report, Curriculum Vitae and a fee schedule shall be seasonably supplemented.

3. Lawrence S. McAuliffe, M.D., F.A.C.C.
The Cardiovascular Specialists
25 Main Street
Hyannis, Massachusetts 02601

With respect to the proposed expert testimony of Dr. McAuliffe, a signed report, Curriculum Vitae and a fee schedule shall be seasonably supplemented.

Respectfully submitted,
For the plaintiff,
By his attorney,

/s/ David B. Kaplan, Esq.
DAVID B. KAPLAN
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Dated: October 3, 2005